

AMENDED IN SENATE JUNE 10, 2009

AMENDED IN ASSEMBLY MARCH 23, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 307**

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**Introduced by Assembly Member Cook**

February 17, 2009

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An act to add Sections 16005 and 16106 to the Business and Professions Code, relating to business licenses.

LEGISLATIVE COUNSEL'S DIGEST

AB 307, as amended, Cook. Business licenses: ice cream truck operation.

Existing law authorizes the legislative body of an incorporated city and the board of supervisors of a county to issue business licenses to persons to operate any kind of business not prohibited by law.

This bill would prohibit a city or county from issuing a license to operate an ice cream truck, as defined, to any person ~~who is required to register~~ *registered as a sex offender because of a conviction for a crime in which the victim was a person under 16 years of age.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 16005 is added to the Business and
- 2 Professions Code, to read:
- 3 16005. No person *registered as a sex offender pursuant to*
- 4 *Chapter 5.5 (commencing with Section 290) of Title 9 of Part 1 of*

1 *the Penal Code because of a conviction for a crime in which the*  
2 *victim was a person under 16 years of age shall be issued a license*  
3 *by a city to operate an ice cream truck, as defined in subdivision*  
4 *(c) of Section 22456 of the Vehicle Code, if that person is required*  
5 *to register as a sex offender pursuant to any provision of Chapter*  
6 *5.5 (commencing with Section 290) of Title 9 of Part 1 of the Penal*  
7 *Code because of a conviction for a crime where the victim was a*  
8 *person under 16 years of age. of the Vehicle Code.*

9 SEC. 2. Section 16106 is added to the Business and Professions  
10 Code, to read:

11 16106. No person *registered as a sex offender pursuant to*  
12 *Chapter 5.5 (commencing with Section 290) of Title 9 of Part 1 of*  
13 *the Penal Code because of a conviction for a crime in which the*  
14 *victim was a person under 16 years of age shall be issued a license*  
15 *by a county to operate an ice cream truck, as defined in subdivision*  
16 *(c) of Section 22456 of the Vehicle Code, if that person is required*  
17 *to register as a sex offender pursuant to any provision of Chapter*  
18 *5.5 (commencing with Section 290) of Title 9 of Part 1 of the Penal*  
19 *Code because of a conviction for a crime where the victim was a*  
20 *person under 16 years of age. 22456 of the Vehicle Code.*